

REMARKS

**I. STATUS OF THE CLAIMS**

Claims 1, 4, 9, 12-13, 18 and 21 are amended herein. Claims 3, 10 and 20 are cancelled. Claims 4, 12-13 and 21 are objected to. Claims 5-8, 14-17 and 22-26 are allowed.

Claims 1-2, 4-9, 11-19 and 21-26 are currently pending and under consideration.

**II. CLAIM REJECTIONS 35 U.S.C. §§102 AND 103**

Independent claim 1 recites the predetermined mode is selected among a seek mode, a track following mode, a read mode, and a write mode. In contrast, IBM TDB discloses displacement from the parking position when the disk file is powered off. Uchiike teaches sensing a shock during the loading of the head. Uchiike, Abstract. Patton does not overcome these deficiencies in Uchiike and IBM, and is not relied on by the Examiner to do so.

Independent claim 18 recites similar features.

Independent claim 9 recites the voltage detected from the voice coil being determined according to a position error of the transducer. It is respectfully submitted that the cited references do not teach or suggest this feature.

Accordingly, withdrawal of the rejections is requested.

**III. CONCLUSION**

In view of the foregoing amendments and remarks, it is respectfully submitted that each of the claims patentably distinguishes over the prior art, and therefore defines allowable subject matter. A prompt and favorable reconsideration of the rejection along with an indication of allowability of all pending claims are therefore respectfully requested.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 12-16-05 By: *M. Badagliacca*  
Michael J. Badagliacca  
Registration No. 39,099

1201 New York Avenue, NW, Suite 700  
Washington, D.C. 20005  
Telephone: (202) 434-1500  
Facsimile: (202) 434-1501